# PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

### **MINUTES**

### **JUNE 15, 2010**

The regularly scheduled meeting of the Public Safety and Legal Administration Committee was held on **Tuesday**, **June 15**, **2010 at 3:13 p.m.**, **in Committee Room #2**. The following members were present:

The Honorable Ivory L. Young, Jr., Chair The Honorable H. Lamar Willis, Vice-Chair The Honorable C. T. Martin The Honorable Yolanda Adrean The Honorable Keisha Lance Bottoms The Honorable Joyce Sheperd The Honorable Natalyn M. Archibong

Others present at the meeting were: Councilmember Felicia A. Moore; Jerry Deloach, Dianne Mitchell and Amber Robinson, Law Department; Intriem Chief George Turner, Deputy Chief Shawn Jones, Major Valerie Dalton, Police Department; Wilmond Meadows, Fire and Rescue; Cristina Beamud, Atlanta Citizen Review Board; media, public and council staff.

Chairman Young called the meeting to order at 3:13 p.m. after declaring a quorum present. He then proceeded with the following order of business.

- A. ADOPTION OF AGENDA ADOPTED AS AMENDED TO ADD TWO RESOLUTIONS AND ONE FAVORABLE CLAIM
- B. APPROVAL OF MINUTES APPROVED

### CONSENT

### C. RESOLUTIONS

### Claims with favorable recommendations:

10-R-1072 (1) Claim of <u>Janice Sanders, through her attorney, David R.</u>

<u>Moore and Emory-Adventist Hospital, c/o ACI</u>, for damages alleged to have been sustained as a result of an automobile accident on February 27, 2009 on I-285 northbound at Atlanta Road Cobb County.

<u>\$7,283.00</u>

and

\$1,717.00

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## **RESOLUTIONS** (CONT'D)

10-R-1073 ( 2)	Claim of <b>Yvette Dennis, through her attorney, Ronnie Mabra</b> , for damages alleged to have been sustained as a result of an automobile accident on November 19, 2009 at 1501 Lee Street, SW. <b>\$6,000.00</b>
10-R-1074 ( 3)	Claim of <b>Timothy Greene</b> , for property damages alleged to have been sustained from a sewer backup on January 24, 2010 at 3056 Empire Boulevard, SW. <b>\$5,554.13</b>
10-R-1075 ( 4)	Claim of <u>SafeCo Insurance Company</u> , as <u>subrogee of</u> <u>Edward Clark Davidson c/o Credit Collection Services</u> , for property damages alleged to have been sustained from an automobile accident on January 7, 2010 at Peachtree Street, NE and Ponce de Leon Avenue, NE. <u>\$5,423.47</u>
10-R-1076 ( 5)	Claim of Lisa Willis, through her attorney, Chris Chima Nwachukwu, for damages alleged to have been sustained as a result of an automobile accident on March 2, 2010 at Hightower Road, NW and St. Paul Avenue, NW. \$5,000.00
10-R-1077 ( 6)	Claim of <u>Tiara Hart, through her attorney</u> , <u>Chris Chima Nwachukwu</u> , for damages alleged to have been sustained as a result of an automobile accident on March 2, 2010 at Hightower Road, NW and St. Paul Avenue, NW. <u>\$4,500.00</u>
10-R-1078 ( 7)	Claim of <b>Yevgeniy Zolotarev</b> , for vehicular damages alleged to have been sustained from an automobile accident on March 2, 2010 at Highland Avenue, NE and Boulevard, NE. <b>\$3.862.90</b>
10-R-1079 ( 8)	Claim of <b>USAA</b> , <b>as subrogee of Jason M. Bliss</b> , for damages alleged to have been sustained as a result of an automobile accident on October 30, 2008 at Memorial Drive, SE and Pearl Street, SE. <b>§3,637.65</b>

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### **RESOLUTIONS (CONT'D)**

### Claims with favorable recommendations:

10-R-1080 (9) Claim of Travelers Home and Marine Insurance Company, as subrogee of Keisha Temple, for vehicular damages alleged to have been sustained from an automobile accident on November 30, 2009 at McDonough Boulevard, SE and Boulevard, SE. \$3,572.49 10-R-1081 (10) Claim of Alvin E. Singleton, for damages alleged to have been sustained as a result of a trip and fall incident in an uncovered water meter on July 25, 2009 at 202 Sixth Street, NE. \$2,500.00 Claim of **Jeffery Ivery**, for damages alleged to have been 10-R-1082 (11) sustained as a result of an automobile accident on February 17, 2010 at 2025 Hosea L. Williams Drive, SE. \$2,500.00 10-R-1083 (12) Claim of **Tanesha Goldwire Tutt**, for vehicular damages alleged to have been sustained from driving over a deteriorated defective area in the roadway pothole on January 30, 2010 at 800 Marietta Street, NW. \$1.244.07 10-R-1084 (13) Claim of Thomas M. Holder and District Equipment Company, for damages alleged to have been sustained as a result of striking a construction cut on March 3, 2010 at 3591 Habersham Road. \$1.067.88 10-R-1085 (14) Claim of **Tanya Lovett**, for vehicular damages alleged to have been sustained from driving over a pothole on April 4, 2010 at 630 Travis Street. \$1.061.58 Claim of **Sheshonda Wells**, for property damages alleged to 10-R-1086 (15) have been sustained after two sewer backups on September 14, 2009 and January 24, 2010 at 3056 Empire Boulevard, SW. \$1.050.00 10-R-1087 (16) Claim of **Derek and Amy Wilson**, for damages alleged to

have been sustained as a result of driving over a pothole on August 27, 2009 at 656 Montgomery Ferry Road. **\$1,000.00** 

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### RESOLUTIONS (CONT'D)

### Claims with favorable recommendations:

- 10-R-1088 (17) Claim of **Brooks L. Porch**, for damages alleged to have been sustained as a result of striking a construction cut on November 24, 2009 at 1142 Lanier Boulevard, NE. **\$1.000.00**
- 10-R-1089 (18) Claim of **Larry and Mamie Collins**, for damages alleged to have been sustained as a result of driving over a pothole on January 18, 2010 at 2755 7<sup>th</sup> Street. **\$1.000.00**

- 10-R-1090 (19) Claim of Robert H. Dawson, through his attorney, Raegan M. King, LLC, for bodily injuries alleged to have been sustained from a fall on the escalators on December 1, 2009 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
- 10-R-1091 (20) Claim of Westover Plantation Condo Association, c/o
  Heritage Management Company, for property damages
  alleged to have been sustained from a sewer backup on
  September 21, 2009 at 2475 Defoors Ferry Road.
- 10-R-1092 (21) Claim of <u>Julie Lewis, through her attorney, Bret T.</u>

  <u>Thrasher</u>, for damages alleged to have been sustained as a result of an arrest on May 15, 2009 at 260 18<sup>th</sup> Street.
- 10-R-1093 (22) Claim of **Emmanuel Thomas**, for damages alleged to have been sustained as a result of driving over a pothole on March 5, 2010 at Peachtree Road at Stratford Road.
- 10-R-1094 (23) Claim of <u>Hector Velazquez</u>, through his attorney, W. <u>Henry Clerke</u>, IV, for damages alleged to have been sustained as a result of driving over debris in the roadway on November 11, 2009 at Interstate 20 westbound near Martin Luther King, Jr. Boulevard.

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### RESOLUTIONS (CONT'D)

## Claims with unfavorable recommendations:

- Claim of Mario L. Taylor and Kristen Colyott, through their attorney, Law Offices of Sonali Garg, P.C., for damages alleged to have been sustained from a search, seizure and arrest incident from October 8 through October 15, 2009 at 6124 Redtop Loop, Union City, Georgia.

  Claim of Janice Kuntz, for damages allegedly sustained as a
- 26, 2009 at 698 Bellemeade Avenue.

  10-R-1097 (26) Claim of **Annie Boyd**, for damages alleged to have been sustained as a result of an automobile accident on March

26, 2010 at 1382 Benteen Avenue.

result of driving over an unsecured metal plate on October

- 10-R-1098 (27) Claim of **Jerry Ryan**, for damages alleged to have been sustained as a result of vandalism at 2349 Benjamin E. Mays Drive on March 25, 2010.
- 10-R-1099 (28) Claim of **Karis Townsend**, for damages alleged to have been sustained as a result of a sewer backup on March 7, 2010 at 1048 Martin Street.
- 10-R-1100 (29) Claim of **E. A. Gibbons Consulting, LLC, through its attorney, Sam Starks**, for damages alleged to have been sustained as a result of a sewer backup on March 16, 2010 at 3457 Dale Lane.
- 10-R-1101 (30) Claim of **Shirley Chandler**, for damages alleged to have been sustained as a result of her vehicle being struck by a Fire Rescue stretcher on February 14, 2010 at 2040 Lois Place.
- Claim of <u>Jessica Martin</u>, through her attorney, <u>Heather Thorpe</u>, for damages alleged to have been sustained as a result of an automobile accident on December 21, 2009 at 872 Deckner Avenue.

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### RESOLUTIONS (CONT'D)

- Claim of Nationwide Insurance Company, as subrogee of Terrence Arnold, for vehicular damages alleged to have been sustained from an automobile accident on April 1, 2010 at 1935 Alison Court.
- 10-R-1104 (33) Claim of <u>State Farm Insurance Companies</u>, as subrogee of <u>Steven T. Fee</u>, for vehicular damages alleged to have been sustained after driving over a construction metal plate on February 23, 2010 at Piedmont Avenue, NE and Westminster Drive, NE.
- 10-R-1105 (34) Claim of <u>CNA Insurance Company</u>, as <u>subrogee of Ambling Management Company</u>, for damages alleged to have been sustained as a result of a police shooting that occurred on its property on May 5, 2009 at 250 Richardson Street.
- 10-R-1106 (35) Claim of **National Adjustment Bureau**, for damages alleged to have been sustained as a result of an automobile accident on July 31, 2009 at Donald Lee Hollowell Parkway, NW and Oliver Street, NW.
- 10-R-1107 (36) Claim of <u>Michael D. Flood, Sr.</u>, for property damages alleged to have been sustained due to an automobile accident on January 10, 2010 at Deckner Avenue, SW and Hartford Avenue, SW.
- 10-R-1108 (37) Claim of **Barbara Jackson**, for vehicular damage alleged to have been sustained after driving over a construction site that was left in an unsafe manner in the road on March 7, 2010 at 1969 Jonesboro Road, SE.
- 10-R-1109 (38) Claim of <u>Maria Gresham</u>, for damages alleged to have been sustained from an adverse employment action on an unspecified date and time at 2025 Hosea L. Williams Drive, SE.

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### **RESOLUTIONS** (CONT'D)

- 10-R-1110 (39) Claim of **Lisa J. Horne**, for vehicular damages alleged to have been sustained after driving over a construction site that was left in an unsafe manner in the road on March 14, 2010 at 1969 Jonesboro Road, SE.
- 10-R-1111 (40) Claim of <u>J. K. Jones, LLC, through its attorney, Marvin S. Arrington, Jr., Esq.</u>, for damages alleged to have been sustained from a police interference in contractual obligations with the Atrium for the promotion of outdoor events from April 16-18, 2010 at an unspecified location.
- 10-R-1112 (41) Claim of **Lucy Wang**, for damages alleged to have been sustained as a result of striking a catch basin on April 12, 2010 at 10<sup>th</sup> Street, NW and State Street, NW.
- 10-R-1113 (42) Claim of **Shelia M. Smith**, for damages alleged to have been sustained as a result of striking a construction cut on March 11, 2010 at 2174 Martin Luther King, Jr. Drive.
- 10-R-1114 (43) Claim of **Tammy Y. Bowman**, for damages alleged to have been sustained as a result of a water service account dispute on July 8, 2009 at 3708 Ramsey Circle.
- 10-R-1115 (44) Claim of **Stan Sugarman**, for damages alleged to have been sustained as a result of a sewer backup on March 12, 2010 at 1293 Beecher Street.
- 10-R-1116 (45) Claim of **Lera Longshore**, for damages alleged to have been sustained as a result of forced entry due to a 911 call on January 5, 2010 at 126 Peyton Road, SW.
- 10-R-1117 (46) Claim of **Kristine Duranko**, for damages alleged to have been sustained as a result of striking a construction cut on April 12, 2010 at 145 North Avenue, NE.
- 10-R-1118 (47) Claim of <u>Mr. and Mrs. Christopher Gaines</u>, for damages alleged to have been sustained from an arrest on October 28, 2009 at 2044 Campbellton Road, SW.

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### **RESOLUTIONS** (CONT'D)

- 10-R-1119 (48) Claim of **Tracie Guest**, for damages alleged to have been sustained as a result of striking a construction cut on September 20, 2009 at 4435 Greenleaf Circle.
- 10-R-1120 (49) Claim of **Jason Redmond**, for damages alleged to have been sustained as a result of striking a construction cut on March 3, 2010 at 3610 Piedmont Avenue, NE.
- 10-R-1121 (50) Claim of **Leslie Kipling**, for damages alleged to have been sustained as a result of striking a construction cut on April 12, 2010 at 145 North Avenue, NE.
- 10-R-1122 (51) Claim of **Laura Cousins-Baker**, for damages alleged to have been sustained as a result of flooding during a heavy rain event on September 21, 2009 at 157 Ormond Street, SE.
- 10-R-1123 (52) Claim of <u>Verna Manns</u>, for damages alleged to have been sustained as a result of driving over a patch of ice on January 27, 2010 at 1835 Detroit Avenue.
- 10-R-1124 (53) Claim of **Julia Bailey**, for damages alleged to have been sustained as a result of driving over an unsecured construction cut on October 24, 2009 at 1345 Monroe Drive.
- 10-R-1125 (54) Claim of <u>Alvin Dale</u>, for damages alleged to have been sustained as a result of driving over a newly installed curb on October 27, 2009 at 992 North Highland Avenue.
- 10-R-1126 (55) Claim of **Kathy D. Lanier**, for damages alleged to have been sustained as a result of striking a pothole on January 25, 2010 at Lavista Road, NE and Vista Valley Drive, NE.
- 10-R-1127 (56) Claim of <u>April Blair</u>, for damages alleged to have been sustained as a result of striking a construction cut on April 12, 2010 at 145 North Avenue, NE.

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### **RESOLUTIONS** (CONT'D)

- 10-R-1128 (57) Claim of Alex and Blair King, through their attorney. Sam L. Starks, Esq., Martin & Jones, for property damages alleged to have been sustained from a sewer backup on March 31, 2005 at 2397 Black Forest Trail, SW.
- 10-R-1129 (58) Claim of **Jarvis A. Williams**, for property damages alleged to have been sustained after driving over a construction site that was left in an unsafe manner on March 10, 2010 at 3099 Panther Trail.
- 10-R-1130 (59) Claim of <u>Peter and Leslie Bassett</u>, for property damages alleged to have been sustained from a sewer backup on January 3, 2010 at 311 Oakdale Road, NE.
- 10-R-1131 (60) Claim of <u>Calvin Reddick</u>, for vehicular damages alleged to have been sustained from driving over a pothole on March 16, 2010 at Highway 166 exit ramp and Lakewood Avenue, SE.
- 10-R-1132 (61) Claim of **Rhonda Levitt**, for damages alleged to have been sustained as a result of a sewer backup on April 3, 2010 at 3000 Continental Colony Parkway, SW.
- 10-R-1133 (62) Claim of **Debra J. Chandler**, for damages alleged to have been sustained as a result of a damaged water meter curbcock on January 20, 2010 at 503 Tarragon Way, SW.
- 10-R-1134 (63) Claim of **Rushie Ushery**, for damages alleged to have been sustained as a result of a sewer backup on February 11, 2010 at 149 Meadow Park Lane.
- 10-R-1135 (64) Claim of **Amaefela and Amber Manuel**, for damages alleged to have been sustained as a result of driving over a pothole on January 22, 2010 at 1214 Sky Haven Road, DeKalb County.

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### **RESOLUTIONS** (CONT'D)

### Claims with unfavorable recommendations:

- 10-R-1136 (65) Claim of **Robert Burks**, for damages alleged to have been sustained as a result of a tree falling onto his vehicle on November 12, 2009 at 129 Bromack Drive.
- 10-R-1137 (66) Claim of **Monique Wilcox**, for damages alleged to have been sustained as a result of an automobile accident on August 16, 2009 at 3133 Hickman Drive.
- 10-R-1138 (67) Claim of **Larry Hill**, for vehicular damages alleged to have been sustained after driving over a construction site that was left open and in an unsafe manner on April 4, 2010 at Delowe Drive and Delowe Lane.

(Councilmember Sheperd made a motion to approve Items C1-C67.)

### **FAVORABLE**

### REGULAR

### D. <u>COMMUNICATION</u>

10-C-1054 (1)

A Communication from Ms. Drewnell Thomas, President, Atlanta Planning Advisory Board, to President Ceasar C. Mitchell submitting their appointment of <u>Ms. Barbara Hubbard</u> to serve as a member of the Atlanta Citizen Review Board in the (NPU G-L) category. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation.

(Councilmember Martin made a motion to approve.)

FAVORABLE - REFERRED TO COMMITTEE ON COUNCIL

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## E. ORDINANCES FOR SECOND READING

other purposes.

10-O-0952 (1) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 98, Article II, Division 2, Sections 98-63 and 98-64; Chapter 114, Article IV, Division I, Section 114-79; Chapter 114, Article IV, Division 7, Subdivision II, Sections 114-229 and 114-230; Chapter 114, Article VI, Division I, Section 114-502; and Chapter 114 Article VI, Division 3, Sections 114-546 and 114-553, so as to change the nondiscretionary rank of Police Captain to a discretionary rank; to repeal conflicting ordinances; and for

(Councilmember Martin made a motion to forward without recommendation on condition.)

## FORWARDED WITHOUT RECOMMENDATION ON CONDITION

10-O-1173 (2) An Ordinance by Councilmembers Ivory L. Young, Jr. and C. T. Martin imposing a Ninety (90) Day Moratorium on the City's Public Property Vending Program; to create a subcommittee to study and review the operation of the Public Property Vending Program; to waive conflicting ordinances; and for other purposes.

(Councilmember Lance Bottoms made a motion to hold.)

### **HELD**

An Ordinance by Councilmembers Keisha Lance Bottoms, C. T. Martin, Aaron Watson, Michael J. Bond, Joyce M. Sheperd, H. Lamar Willis, Felicia A. Moore, Kwanza Hall, Ivory L. Young, Jr., Alex Wan, Yolanda Adrean and Carla Smith as substituted by Public Safety and Legal Administration Committee to amend Chapter 15 (Traffic and Vehicles), Article IV (Stopping, Standing and Parking), Division 3 (Parking Meters), Sections 150-131, 150-132 and 150-133 of the City of Atlanta Code of Ordinances for the

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## E. ORDINANCES FOR SECOND READING (CONT'D)

purpose of clarifying that the penalty imposed by the Municipal Court for violations of City of Atlanta Code Section 150-132, which provides for parking time limits at metered parking spaces, and City of Atlanta Code Section 150-133, which prohibits overtime parking at metered parking spaces, is a non-criminal civil monetary penalty; and for other purposes.

(Councilmember Adrean made a motion to approve on substitute.)

### **FAVORABLE ON SUBSTITUTE**

### F. RESOLUTIONS

10-R-0863 (1)

A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor, on behalf of the City of Atlanta Municipal Court, to execute Temporary Service Contracts with fifteen (15) retired City of Atlanta ("City") police officers and four (4) DSI security officers, for the purpose of providing professional security services at the Municipal Court of Atlanta for a period of one (1) year in FY11, in an amount not to exceed Seven Hundred Two Thousand Seven Hundred Ninety Dollars (\$702,790.00). All costs to be charged to Fund, Department, Account, and Function Activity: 1001 (General Fund), 190101 (Municipal Court Operations), 5212001 (Consultant Professional Services), 2650000 (Municipal Courts); and for other purposes. (Referred back from Full Council 6/7/10)

(Councilmember Martin made a motion to forward without recommendation.)

## FORWARDED WITHOUT RECOMMENDATION

10-R-1000 (2)

Claim of <u>Alyce Jackson</u>, for vehicular damages alleged to have been sustained after driving over a construction site that was left open and in an unsafe manner on March 3, 2010 at Piedmont Avenue, NE and Westminster Drive, NE.

(Referred back from Full Council 6/7/10) (Councilmember Young made a motion to file.)

FILE

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### **RESOLUTIONS** (CONT'D)

10-R-1139 (3)

A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of all claims against the City of Atlanta in the case of Minnie Carey v. City of Atlanta, APD Officers Jamie Nelson and Brandy Dolson, Civil Action File No. 1:10-CV-515-ODE, United States District Court, Northern District of Georgia, Atlanta Division, in the amount of \$20,000.00; to be charged to and paid from the Fund, Account and Center Numbers listed; authorizing payment of \$20,000.00 to her attorney, Robert Douglas Ortman; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.

(Councilmember Sheperd made a motion to approve.)

### **FAVORABLE**

10-R-1140 (4)

An **Amended** Resolution by Public Safety and Legal Administration Committee authorizing the settlement of all claims against the City of Atlanta in the case of <u>Erika Schultz v. City of Atlanta, et al.</u>, Civil Action File No. 208EV004757A, in the amount of \$40,000.00; to be charged to and paid from the Fund, Account and Center Numbers listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.

(Councilmember Sheperd made a motion to approve as amended.)

## **FAVORABLE AS AMENDED**

10-R-1141 (5)

A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of all claims against the City of Atlanta in the case of <u>Atlanta Taxicab Industry Association</u>, et al. v. City of Atlanta, Civil Action File No. 2008CV158751, in the Superior Court of Fulton County, in the amount of \$425,000.00; to be charged to and paid from the Fund, Account and Center Numbers listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.

(Councilmember Martin made a motion to approve as amended.)

### **FAVORABLE AS AMENDED**

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### **RESOLUTIONS** (CONT'D)

10-R-1154 (6)

A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor or his designee to enter into a Contractual Agreement with Revenue Rescue, Inc., for Bid FC-5042, for the purpose of providing Third Party Billing Services on behalf of the Department of Fire Rescue; and for other purposes.

(Councilmember Sheperd made a motion to approve.)

### **FAVORABLE**

### G. PAPERS HELD IN COMMITTEE

10-R-0132 (1) A Resolution by Councilmember Michael J. Bond directing the City of Atlanta to apologize to the patrons and employees of the Atlanta Eagle for the alleged violations of Human and Civil Rights suffered as a result of a police raid carried out on September 10, 2009; and for other purposes. (Held 1/12/10 for further discussion.)

### **HELD**

10-R-0137 (2)

A Resolution by Councilmembers Natalyn M. Archibong and C. T. Martin requesting that City Council authorize a Forensic Audit should be conducted as a result of the findings and recommendations from the Audit Report of the Public Safety Facilities Construction and the Sale of City Hall East; and for other purposes. (Held 1/12/10 for a Joint Work Session with Finance/Executive Committee and Committee on Council) (Work Session held 2/3/10)

### HELD

10-0-0397 (3)

An Ordinance by Councilmember H. Lamar Willis as substituted by Public Safety and Legal Administration Committee amending Section 162-227 and Section 162-232 of the City of Atlanta Code of Ordinances so as to establish fees for the administrative costs associated with nonconsensual motor vehicle towing; and for other purposes. (Public Hearing held 4/27/10) (Held 4/27/10 for further evaluation and review.)

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## PAPERS HELD IN COMMITTEE (CONT'D)

10-0-0399 (4)

An Ordinance by Councilmember Ivory L. Young, Jr. to amend Article XXIII, ("Vending on Public Property") of Chapter 30, ("Businesses"), Section 30-1436 ("Disabled Veterans"), of the Code of Ordinances of the City of Atlanta, Georgia, so as to expressly exempt Disabled Veterans from participation in the Public Vending Management Program; and for other purposes. (Held 2/23/10 for further review.)

### HELD

10-R-0727 (5)

A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into a Maintenance Agreement with Courtview Justice Solutions, pursuant to FC-6004007843, Automated Court Case Management System, on behalf of the Municipal Court of Atlanta for a period of one (1) year in FY11, in an amount not to exceed \$155,456.00; all costs to be charged to: Fund, Department, Account, and Function Activity: 1001 (General Fund), 190101 (Municipal Court Operations), 5212001 (Consultant Professional Services), 2650000 (Municipal Courts); and for other purposes. (Held 4/27/10 for a Work Session)

### HELD

10-0-0728 (6)

An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 30, Article VIII, of the City of Atlanta Code of Ordinances to clearly distinguish between legitimate Escorts Holding Permits issued by the City of Atlanta under its police powers, and persons who perform Criminal Acts as determined by State Law; and for other purposes. (Held 5/11/10 for further review.)

### **HELD**

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## PAPERS HELD IN COMMITTEE (CONT'D)

10-O-0729 (7) A **Substitute** Ordinance by Public Safety and Legal Administration Committee amending Chapter 78, Article III, Section 78-57, Subsection (b), of the Code of Ordinances of the City of Atlanta, on behalf of the City of Atlanta Fire Rescue Department, for the purpose of increasing existing Fire Inspection Fees, Fire Plan Review Fees and Fire Permit Fees; and for other purposes. (Public Hearing held 6/1/10) (Held 6/1/10)

### HELD

10-R-0839 (8) Claim of <u>Michael Hopkins</u>, for damages alleged to have been sustained as a result of a fire hydrant leak on September 28, 2009 at 395 Mt. Zion Road.

(Councilmember Young made a motion to approve the adverse recommendation.)

## FAVORABLE ON THE ADVERSE RECOMMENDATION

10-R-0855 (9) Claim of **Ron Tuso**, for damages alleged to have been sustained as a result of a sewer backup on November 10, 2009 at 1850 Memorial Drive. (Held 5/11/10 for further review by the Law Department)

### HELD

## I. REQUESTED AND FOLLOW-UP ITEMS

- 1. Councilmember Young and the committee will schedule a work session addressing the following issue:
  - a. Police Zone and Beat Realignment (date and time TBD) **Note:** Pursuant to Resolution 10-R-0134, the Police Department was requested to develop and submit to the Mayor and Council, a zone and beat redesign plan by July 31, 2010.
- 2. Councilmember Young requested the Police Department to provide a copy of a 911 transcript and instructions on how the public should use the 911 System.

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#### J. ITEMS NOT ON THE AGENDA

### **RESOLUTIONS**

- A Resolution by Public Safety and Legal Administration 10-R-1180 (1) Committee authorizing the Mayor, on behalf of the City of Atlanta, to enter into an Interlocal Agreement with Fulton County, Georgia, in order to share funds from the U.S. Department of Justice, 2010 Byrne Justice Assistance Grant Program, in the amount of \$1,098,159.00, for the purpose of supporting law-enforcement and criminal justice activities; and for other purposes.
- 10-R-1181 (2) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor, on behalf of the Department of Police, to apply for and accept a grant from the U.S. Department of Justice, Bureau of Justice Assitance, in the amount of \$1,098,159.00, for the purpose of supporting law-enforcement and criminal justice activities; and for other purposes.

## Claims with favorable recommendations:

Claim of Alyce Jackson, for vehicular damages alleged to 10-R-1182 (3) have been sustained after driving over a construction site that was left open and in an unsafe manner on March 3, 2010 at Piedmont Avenue, NE and Westminster Drive, NE.

\$3.395.24

(Councilmember Martin made a motion to approve Items J1-J3)

**FAVORABLE** 

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There being no further business to come before the Committee, the meeting was adjourned at 5:41 p.m.

Respectfully Submitted:

Fredrieca Cooper Legislative Assistant

Bernard Thomas

Research and Policy Analyst

The Honorable Ivory I. Young, Jr., Chair Public Safety and Legal Administration Committee